

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

UNITED STATES OF AMERICA,)

Plaintiff,)

v.)

No. 4:09 CR 226 CDP

MICHAEL JOSEPH RUSSO,)

Defendant.)

MEMORANDUM AND ORDER

This matter is before the Court on defendant's pretrial motions, which were referred to United States Magistrate Judge Frederick R. Buckles under 28 U.S.C. § 636(b). Judge Buckles held an evidentiary hearing and filed a Report and Recommendation, which recommended that the motions be denied. Neither party has filed objections.

I will adopt and sustain the thorough reasoning of Magistrate Judge Buckles as set forth in support of his recommended rulings issued on March 12, 2010.

Accordingly,


IT IS HEREBY ORDERED that the Report and Recommendation of the United States Magistrate Judge [# 89] is **SUSTAINED, ADOPTED, and INCORPORATED** herein.

IT IS FURTHER ORDERED that defendant's motions to suppress [#42,

44] are denied.

IT IS FURTHER ORDERED that defendant's motion to sever [#40] and motion for relief from improper joinder [#41] are denied as moot, as defendant Russo is the only defendant remaining for trial.

IT IS FURTHER ORDERED that all counsel and defendant are reminded that they must be present in Courtroom 14 South and ready to proceed with trial at **8:30 a.m. on Monday, March 29, 2010.**



CATHERINE D. PERRY
UNITED STATES DISTRICT JUDGE

Dated this 24 th day of March, 2010 .